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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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COMMISSIONER FOR PATENTS Washington, D.C. 20231

Sir:

This is a

Attorney Docket No.: WATK:040E

Date: <u>August 26, 2002</u>

Prior Application:

Examiner: Nadine Preisch

Art Unit: <u>1764</u>

[X] Continued Prosecution Application (CPA) under 37 CFR §1.53(d);

[] Request for Continued Examination (RCE) under 37 CFR §1.114 (prosecution of the application is closed in the sense of 37 CFR §1.114(b));

[] Divisional Continuation Application (parent not abandoned) under 37 CFR §1.53(b);

[] Divisional Application (parent being abandoned) under 37 CFR §1.53(d);

of pending prior application Serial No. 08/857,585, filed May 16, 1997

for [Title as filed]: <u>HEATER AND CATALYTIC CONVERTER</u>

RECEIVED

[Amended Title]: <u>same</u>

AUG 2 9 2002

by [Inventors]: Fumio ABE and Keiji NODA

TC 1700

- 1. [] A copy of the prior application is attached. This copy comprises a true copy of the prior application as filed (specification, claims, drawings, declaration). No amendments referred to in the declaration (if any) filed to complete the prior application introduced new matter therein.
- 2. [] Abandon said prior application as of the filing date accorded this application.

08/28/2002 AMDNDAF1 00000022 08857585

01 FC:131

740.00 OP



PLEASE ACCEPT THIS AS AUTHORIZATION TO DEBIT OR CREDIT FEES TO DEP. ACCT. 16-0331 3. [X] The filing fee is calculated below:

- 4. [X] A check in the amount of \$740.00 is enclosed (Ck# 15734).

 THE COMMISSIONER IS HEREBY AUTHORIZED TO CHARGE ANY OTHER FEES WHICH MAY BE REQUIRED OR CREDIT ANY OVERPAYMENT TO DEPOSIT ACCOUNT NO. 160331.
- 5. [] Cancel in this application claims of the prior application before calculating the filing fee. At least one independent claim is retained for filing purposes.
- Amend the specification by inserting before the first line the sentence:

 -This is a [X] Continuation [] Division of application Serial No. 08/857,585 filed May 16, 1997 which in turn is a continuation of Serial No. 08/067,275 filed May 26, 1993, now abandoned which in turn is a continuation-in-part of Serial No. 07/765,059 filed September 24, 1991, now U.S. Patent No. 5,538,698.
 - 7. [] Please enter in the present application the Amendment Under 37 CFR §1.116 with any attachments filed on in said prior application which was not entered therein.
 - 8. [X] Priority of foreign application(s) No. 2-305430 and 2-305431 both filed November 9, 1990 in Japan is claimed under 35 U.S.C. §119.
 - [X] The certified copies were filed in prior application No. 07/765,059 on September 24, 1991.
 - [] A certified copy of the above corresponding foreign application is filed herewith.
 - 9. [X] The prior application is assigned of record to <u>NGK Insulators, Ltd.</u> Recorded at Reel 5855, Frame 0936.

- 10. [X] The power of attorney in the prior application is to Roger W. Parkhurst, Registration No. 25,177 and Charles A. Wendel, Registration No. 24,453:
 - [X] a. The power appears in the original papers in the prior application.
 - [] b. Since the power does not appear in the original papers, a copy of the power in the prior application is enclosed.
 - [X] c. Address all future communications to

PARKHURST & WENDEL, L.L.P. 1421 Prince Street, Suite 210 Alexandria, Virginia 22314-2805 Telephone: (703) 739-0220.

- 11. [] An Application Data Sheet is enclosed.
- 12. [X] A Preliminary Amendment is enclosed herewith.
- 13. [] An Information Disclosure Statement is enclosed.
- 14 [X] This application is not entitled to Small Entity Status.

Respectfully submitted,

PARKHURST & WENDEL, L.L.P.

Charles A. Wendel

Registration No. 24,453

(rev. 01/02)